

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

LYNNE T. SHIPMAN,

Plaintiff,

v.

WALMART ASSOCIATES,

Defendant.

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CASE NO. 8:06CV327

ORDER

This matter is before the court on plaintiff, Lynne Shipman's, Motion to Dismiss. (Filing No. 11). The plaintiff's motion is granted.

IT IS ORDERED:

1. That plaintiff's Motion to Dismiss (Filing No. 11) is granted;
2. The Complaint and all claims are dismissed without prejudice; and
3. The parties will bear their own costs and fees unless otherwise agreed between them.

DATED this 7th day of September, 2006.

BY THE COURT:

s/ F.A. Gossett
United States Magistrate Judge